Revision of the Constitution.

A proposition is before the Legislature for the movement, and we hope public attention may be suf- three different persons: ficiently aroused to make it successful. It is now Extract of a letter from Thomas O. Larkin, Esq., thirty years since the adoption of the present constitution, and although a much better one than is possessed by some of the older states in the confederacy, it may in our opinion be much improved for the better. Times have changed, and public opinion now demands !

of the constitution, we suggest the following

Judicial officers by the people.

hereafter granted, and a repealing clause at the tail dians. Several, I believe, have made more. A com-

A Revision of the Banking system of the State. The curtailment of local legislation.

The Equalization of Texas. The Homestead Exemption.

Relief Laws.

ry possible form.

and in chartered establishments.

crat Dec. 27.

Patsey A. Troxdale, Nicholas Stephens, and William gard to the receipt of money. T. Upton were indicted and convicted in Overton coun- "Could you know the value of the California placer county, about the first of Sept., 1849.

The defendants were implicated solely upon circum- interest you take in my letters." stantial evidence. Edward O'Neal, the head of the family, was a man of violence, and addicted to intemperance. He was living in the mountains with his wife and six children-they were poor people, and no suspicion exists as to the murder having been com- ships of the Pacific squadron, and pointed out how mitted for money. The proof shows that Patsey A. they could be kept in repair and manned without re-Troxdale was living with her father at the time; that turning round Cape Horn to the Alantic States. she was a girl of easy virtue, and that the family did When that recommendation was made, I had no connot live in the utmost harmony; but no very serious ception of the state of things in Upper California. animosity is shown to have existed between the For the present, and I fear for years to come, it will daughter and her father, and none whatever between be impossible for the United States to maintain any

her and the other members of the family. were on the premises, in company with Patsy, in an sufficient to make binding any contract between man out house, on the night of Friday, and nothing is and man upon the soil of California. To send troops on the transaction, until Sunday morning, when it ately desert. To show what chance there is for apwas discovered that the honse in which O'Neal lived prehending deserters, I enclose an advertisement was burned down. When this discovery was made which has been widely circulated for a fortnight, but the fire was still burning, and upon examination the without bringing in a single deserter. Among the bodies of O'Neal and his wife and five children were deserters from the squadron are some of the best petfound piled upon each other under the floor, the body ty officers and seamen, having but few months to of the youngest child, about two years old, at the serve, and large balances due them, amounting in the Philipine and Ladrone clusters. bottom, and that of the father on the top. The head aggregate to over ten thousand dollars. and legs of the old man were burned off-the other bodies were much burnt-the skulls of the children were broken and mashed, as if with an axe. In the and especially in the mines; the traders, by taking

to be burnt, and in conversation with some of the good gold for a silver dollar; and it has been bought, brothers and sisters were, and that they lay in the hole. Indians. To this state of dependence laboring mi-Her account was found to be correct. Several articles ners are now subjected, and must be until coin is of clothing and other chattels were found in an out more abundant. Disease, congestive and intermittent house, having been apparently removed from the fever, is making great havoc among the diggers, as dwelling before it was burnt. These are some of the they are almost destitute of food and raiment, and, leading facts in the case. Such a murder seldom oc- for the most part, without houses of any kind to procurs. A father and mother, with five children are tect them from the inclement season now at hand. murdered in cold-blood, deposited in a hole under The commerce of this coast may be said to be enthe floor, and fire set to the building.

something of a novelty.

sufficiently high to allow persons to stand upright. Iriving by every vessel that approaches this coast. The mere disconnecting of the sheet of rubber cloth from the cylinders, turns the boat into a comfortable house. The whole weight of one of them is only seventy pounds-and can be packed away in an ordinary trunk. Day says, 'that should the traveller be detained at Panama, with a large boat of this kind, which can be so arranged as to spread a sail, a party may embark upon the gentle Pacific, and, by 145 short. We can spare no more to our merchantmen. coasting along the shore, can reach the valley of the Sacramento, and even penetrate to the gold region itself."

Only think of it now-folding your house up and stowing it away in your trunk; and again, convert- 1st New York regiment in full, and they have all has not been seen or heard of since.

Sandusky Bank. From the Sandusky (Ohio) Mirror.

TION .- A funeral procession passed through our streets to-day, hended by a dray, on which was drawn a coffin labelled with bills of the Bank of Sandusky, and a band of music playing the dead march. It also carried a black banner on which was painted "We will bury the rascality." The followers had their pockets turned wrong side out, and tied up with black crape. The procession was small and mostly made up of German laborers. It halted in front of the old Bank building, where a large crowd of people gathered. They were addressed in German by Mr. Remley, and in English by Mr. White. Although

ceremonies, plunged in. The crowd then quietly

EXHUMED. ions and other whig papers.

Signed in behalf of the Company at Bloomington Ind., paid to salesmen and shop clerks here. Jan. 25, 1849. ISAAC OWEN. Other Papers will please copy.

California and its Gold.

Wonderful and incredible as have been the reports taking of another vote on the call of a convention to from the gold region, they are fully corroborated and revise the Constitution of the State. We have on even exceeded by recent official despatches received at many previous occasions urged the propriety of this Washington. We subjoin extracts of letters from

> late Consul, and now Navy Agent of the United States, to the Secretary of State, dated Monterey, on Friday evening last. '

"The digging and washing for gold continues to that the masses should have the utmost possible par- increase on the Sacramento placer, so far as regards ticipation in the government of the country. Human the number of persons engaged in the business, and Rights, and equal Rights, are terms just beginning to the size and quantity of the metal daily obtained. I be understood, and the more man enjoys and appre- have had in my hands several pieces of gold, about ciates them, the nearer he approaches the position threnty-three carats fine, weighing from one to two which the God of the Universe intended he should pounds, and have it from good authority that pieces have been found weighing sixteen pounds. Indeed, I pounds. There are many men at the placer, who in The Election of all State, County, Executive and June last had not one hundred dollars, now in possession of from five to twenty thousand dollars, which The Individual Liability principle in all charters they made by digging gold and trading with the Inmon calico shirt, or even a silver dollar, has been taken by an Indian for gold, without regard to size; and a half to one ounce of gold-say \$8 to \$16-is now considered the price of a shirt, while from three to ten ounces is the price of a blanket. One hundred A Provision to prevent the creation of a State debt. dollars a day for several days in succession was and A clause to preserve the inviolability of civil con- is considered a common remuneration for the labor of tracts, by preventing the passage of retrospective, a gold digger, though few work over a month at a The abolishment of Imprisonment for debt, in eve- tober one-half of the gold hunters have been afflicted either with the ague and fever or the intermittent fe-The ten hour system for laborers on public works, | ver, and twenty days' absence from the placer during those months is necessary to escape these diseases. These are all objects demanded by the spirit of the There have not, however, been many fatal cases. The age, and their attainment is worthy the effort it will gold is now sold, from the smallest imaginary piece cost. We vote for the Convention .- Goshen Demo- in size to pieces of one pound in weight, at \$16 per troy ounce for all the purposes of commerce; but those who are under the necessity of raising coin to TERRIBLE MURDER OF A WHOLE FAMILY .- One of pay duties to the government are obliged to accept the most extraordinary cases of murder was tried in from \$10 to \$11 per ounce. All the coin in Califorthe Supreme Court, at Nashville, a few days since, his is likely to be locked up in the custom-house, as

ty, Tenn., for the murder of the O'Neal family, con- as I know it, you would think you had been instrubracing the whole family except Patsy A. Troxdale, country, to put no other construction on the late treaty. who was a daughter of old O'Neal. The three defend- "The placer is known to be two or three hundred gree, and sentenced to be hung. Upon appeal to the made, it may prove 1,000 miles in length-in fact, it Supreme Court, a new trial was granted, mainly upon is, not counting the intermediate miles yet unexexpressed an opinion as to the guilt of the parties be- our export this and next year. How many more fore he was chosen as a juror. It appears from the years this state of things will continue, I cannot say. record that the murder was committed in Overton | You may wonder why I continue my correspondence! I answer, from habit, and your many remarks of the to perform the voyage to and from that country.

FLAG SHIP OHTO, BAY OF MONTEREY. [No. 36.] November 2, 1848. Sir: In my letter No. 24, from La Paz, I recommended the retention on this coast, of all cruizing naval or military establishment in California; as at It seems that the defendants, Stephens and Upton, present, no hope of reward nor fear of punishment is

There is a great deficiency of coin in the country, yard an axe was found with blood and hair upon it. advantage of the pressing necessity of the digger, Patsey was present when the house was discovered not unfrequently compelling him to sell his ounce of

tirely cut off by desertion. No sooner does a mer-A daughter is charged and convicted of this hor- chant ship arrive in any of the ports of California, rible crime, aided by Stephens and Upton. The Su- than all hands leave her; in some instances, captain, preme Court have granted a new trial, and we hope | cook and all. At this moment, there are a number of more light may yet be thrown upon the horrid trans- merchant ships thus abandoned at San Francisco, and such will be the fate of all that subsequently arrive. The master of the ship "Izaak Walton," that brought A FOLDING HOUSE .- We have heard tell of folding stores for the squadron to this port, offered, without doors and folding windows, but a folding house is success, \$50 per month to Callao, and thence \$20 per month home, to disbanded volunteers, not seamen. "Day, the New York India-rubber dealer, has got We were obliged to supply him at last with four men up a portable house and boat for gold-finders. whose terms of service were drawing to a close.* Among the peculiar advantages of this invention for This state of things is not confined to California travellers in California, is the facility with which a alone. Oregon is fast depopulating; her inhabitants boat of nine feet long by six feet wide, can be con- pour into the gold diggings, and foreign residents and verted into a house of eight hundred and eleven feet, | runaway sailors from the Sandwich Islands are ar-

> Very respectfully, Your obedient servant, THOS AP C. JONES, Commander-in-chief Pacific Squadron.

Hon. J. Y. Mason, Secretary of the Navy. *Our ships are all short of their complements; the Ohio

WAR DEPARTMENT. Monterey, (Cal.) Oct. 23, 1848.

ing it into a yacht, and coasting along the Pacific started for the gold mines. The three companies | Several persons witnessed this melancholy catascomposing the command of Lieut. Col. Burton are trophe, but were unable to render the unfortunate man now here, and will be mustered out to-day or to-mor- assistance. The animal which he rode, is described row, and paid by Major Hill immediately, as the res- as being a sorrel mare, about 15 hands high, unshed, idents are extremely anxious to get rid of them: they | aged 8 years .- Lafayette Journal. BURYING A BANK-Eighth of January Celebra- have the place in their power. Nearly all the men of company "F." 31st artillery, have deserted. We desert as soon as they set foot on shore. The only they couldn't stop on the 7th of November, 1848, to aggrieved party has obtained a judgment at law against the thing the ships could do in case of an outbreak, would vote for old Zack thing the ships could do in case of an outbreak, would | vote for old Zack. be to fire upon the town. The volunteers at Santa | The above was drank at a Taylor polification at | SEC. 2. This act to be in force from and after its passage

> California -one of 1st dragoons, the other of 3d ar- the Wing President of the United States ! be purchased for eight or ten dollars the ounce, and | locomotion. - Goshen Democrat. it is said to be worth \$18 in the United States; con-

sequently, all remittances are made in it. The Bloomington Ind. Company bound for Califor- Col. Mason, and most of the army officers, are at by Raltson and Phelps, was put to a severe practical both of Columbus, Ind., nia, will leave Bloomington Ind., February 20, 1849, Fort Sutter. Commodore Jones thinks it would be test on Tuesday, (says the Albany Atlas,) and verified spend Sabbath, the 25th of February, at Terre Haute very imprudent to bring the public funds on shore, all the claims of the patentees. It consists of an in-Ind., and rendezvous at S. Joseph Mo., on the 23d of except in such sums as may be required for immedi- flated India Rubber dress, enclosing the whole person happy couple, accompanied by their friends, Miss April, at which time and place, all persons wishing ate use. He does not like to leave a ship here, on except the face, so arranged that the head and shoul- Mary Switzer, and Mr. E. J. Herod, departed for Can-

consist in one strong two horse wagon and three yoke tity collected has not diminished, but increased. Pro- body. Invested in one of these grotesque costumes of oxen, or an equal team of mules, to four persons, visions, clothing, and all the necessaries of life, are the experimenter plunged into the basin, Tuesday On the morning of the 29th inst., Charles A., only suitable camp utensils, and a good supply of provis- at most exorbitant prices. Living was always ex- afternoon, from the State street Bridge, in the presence son of Wm. A. and Sarah L. Wright, aged 18 months ions. Each adult male must have a good rifle gun pensive in this country, but now it passes all reason of a large crowd. He floated erect, reposed on his and 14 days. and a good supply of ammunition, a suitable supply '-board four dollars per day, washing five to six dol- back and moved at will. He could carry a hundred of clothing for the journey, and a suitable supply of lars per dozen. Merchants' clerks are receiving from | weight extra-showing that a person could provision medicines. After the Company leave St. Joseph Mo., \$1,800 to \$3,000 per annum salary! What the gov- himself for a voyage and sleep at intervals. The exmutual aid will be rendered to each other. Good ernment will do for civil officers I do not know. periment is successful. moral character will be required of all applying for ad- Salaries will have to correspond with the times. mission into the Company, with satisfactory assuran- The pay of governors, judges, &c., as allowed in ces that the Sabbath will be observed when practicable. the United States, will hardly compare with that in Cincinnati had all his champaign stolen the other

WILLIAM RICH, A. P. U. S. A. Gen. N. Towson, Paymaster Gen. U. S. A., 'to take!"

From the Pittsburgh Daily Dispatch. Gold Region of California -- The Land

of Ohpir. The gold region of California, now within the ju-November 16, 1848, and received in Washington sea, with the servants of Solomon. And they came the petition (referred to by him.) He was most certainly 10 ch. 27 ver.

Dr. Adam Clark, one of the most profound and able that "no man knows certainly to this day, where this the subject without it was the fips

ments of history with facts as being developed in re-Among the subjects to be embraced in the revision have heard of one specimen that weighed twenty-five lation to the gold of California, in order to determine where the land of Ophir is located, consistent with evidence bearing upon this problematical question.

The temple of Jerusalem, built by Solomon, was truly the most costly and magnificent superstructure ever erected by man. David, in his day had made provisions for the work; he prepared for the house of there is some doubt in the public mind in regard to it - i. e., the Lord a hundred thousand talents of gold-I. Chr. which it was that was sentenced to have his head shaved 22 ch. 14 ver. An amount in value, equal to about and drummed out of camp at Fort Harrison, himself or the one thousand eight hundred millions of dollars. To soldier spoken of in his autobiography now before the this vast treasure, is to be added the countless talents | public. | Now, let Judge Thompson make such explanations as h of gold brought from the land of Ophir by the joint no doubt will, and it may be he will stand as high in publi navy of Solomon and Hiram. This precious metal opinion for the course he pursued in the matter referred t was so abundant, during Solomon's administration in as the "Cedars of Lebanon," and it will be an incident i

counted of in the days of that King.' formed that Solomon and Hiram had each a navy, counseller at law. bringing gold from Ophir for the temple service; and once in every THREE years those ships made the voyage to and from the gold country wherever situate.

In view of an imperfect knowledge of navigation, rally." in those early times, (about which there is much room for doubt,) we must still be guided by facts referred to in the history, to enable us to draw reasonable inferences, which would show that Ophir could not be located upon any point east of the Persian Gulf, borthat has ever been brought under legal investigation. the last tariff of our Congress is in force here in re- dering on the Indian Ocean. But, we have a fact, that Hiram's "shipmen had knowledge of the sea," and by consequence they made the voyage to and from Ophir within a reasonable time, under the lights of sisting of the father, mother and five children, em- mental in obtaining a most splendid purchase for our navigation then well understood. An old-fashioned estate held by, and in possession of, the judgment debtor Indian junk or vessel could perform a voyage to any a purchaser upon such judgment is of no validity. Aftirmed. part of the Indian Ocean fro a the Persian Gulf, where | Shaffer v. McMaken et al. Assumpsit. Appeal from the ants were all found guilty of murder in the first de- miles long; and as discoveries are constantly being the navy of Hiram is likely to have taken its depar- Allen C. C. ture, in less than six months, whether that navy had | Per Curiam. Held, that the lien of a writ of attach the advantage of a mariner's compass, or depended ment was protected by the bankrupt law upon proceedings by the debtor, after the lien had attached, to avail himself of the ground that one of the jurors had formed and plored. From five to ten millions of gold must be on astronomical observations to govern the sailing. the provisions of such law; and that the surrender by the We are therefore obliged of necessity to seek for the attachment creditor of the property attached, to the debtor, land of Ophir, the gold region, far beyond the Indian | was a good consideration for a promissory note by the debt-Ocean, to account for the time of three years required or, and others, his sureties, for the amount of his debt. Re-

Shall we direct our inquiries on this subject, towards the southern coast of Africa, or venture to cross cluded "contrary to the form of the statute." Held, that the Pacific Ocean? Let facts determine.

The Queen of Sheba, called the "Queen of the 'udgment, Reversed South," came to Solomon at Jerusalem, with a very Barnhart v. Seeley et al. Debt. Error to the Huntinggreat train. Whether she came by land or water, is ton C. C. not of record. Now any point south of the Persian claration on a promissory note described therein as follows: lon would entitle this Queen to the appellation of on the fifth day of August, 1843, made their certain promis-"Queen of the South;" and we have yet to discover sory note in writing, bearing date the day and year aforethe country of science and of wealth from whence said, and then and there delivered the said note to the said

gold country the most important point in our inquiry. the demucrer was incorrectly sustained. Reversed. "Shipmen that had knowledge of the sea," would shown to have occurred afterwards throwing light up- out here would be needless, for they would immedi- the distance from the southern extremity of the Eu- ter date, "to be paid by making a bee-house." Held, that Francisco, upon the coast of California, would about Frazee v. McCord, decided at the present term. Affirmed, equal 15,000 miles for the outer-bound voyage, which,

own coast, upon the Pacific, from whence the navy of appeal, were not legitimately a part of the record and could Hiram could have taken gold, in abundance, and still not be so regarded, and that in the absence of a bill of exknows certainly, to this day, where this Ophir was firmed. witnesses she told where her father and mother and under like circumstances, for fifty cents per ounce, of fornia is a gold country, abounding in that precious located"--and if recent discoveries prove that Calimetal, we may fairly conclude, in view of the three years' voyage, with all the circumstances of the case, that the country of California is the land of Ohir, so AN ACT To regulate times of holding Courts in the Fifth long unknown to commentators upon holy writ. We

city from that point, as soon as possible.

interest on the capital invested. Williamson Wright, Esq. has been appointed by sit six weeks if the business thereof requires it.

now engaged on the road in the discharge of that see 3. The grand inter for and appear accordingly. duty.-State Journal.

(A man, supposed to be intoxicated or deranged, thereof. was drowned in attempting to ford the Wabash at | Sec. 4. All acts and parts of acts conflicting with this act, Davis' Ferry, on Saturday last 6th inst. Notwithstanding the river was too high to justify circuit court are hereby repealed, but the provisions hereof

an attempt at fording, and at the same time running tice in any of said courts. full of ice, the man in question dashed boldly in, and | SEC. 5. This act to be published in the State Sentinel nearly succeeded in reaching the opposite, or north and Indiana State Journal; and the Secretary of State shall side of the river, when a cake of ice struck the horse, cause certified copies thereof to be transmitted to the several carrying him and his rider both under. The horse GENERAL: I arrived here on the 18th instant, from | arose to the surface, and wheeling round, swam back San Diego, and have paid the four companies of the to the shore from whence he had started in. The man

A Toast.—By C. W. Kelso. Indiana Locofocos to deliver up property, securities, or things in action authorhave the Ohio, Warren, Dale, Lexington, and South- - Good runners-they got such a start on the 23d | ized by the fifth article of the thirty-eighth chapter of the ampton in port; but they cannot land a man, as they day of February, A. D. 1847, at Buena Vista, that Revised Code of 1843, may be had as well where the

Barbara, Los Angeles, &c., behaved very well-no Erie, Pennsylvania, and is a fair specimen of the and publication in the Indiana State Sentinel. murmuring or difficulties of any kind with them; abuse and injustice heaped upon our State, in consethey complained that they were not allowed travel- quence of the false report of the battle of Buena Vista by Gen. Taylor.

The funds from Mazatlan have at last reached here. How do you like it Indianians-you who sent five Approved Jan. 16, 1849. The amount is \$130,000. It arrived very opportune- regiments to the battle field and offered as many more STATE OF INDIANA, SS. the speakers appeared to be laborers unaccustomed to ly, as we have expended nearly all we had. The -you whose sons and brothers watered the plains of I Charles H. Test, Secretary of State for the State of public speaking, their remarks elicited loud applause.

The procession then marched to the bay, where a hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin, with approriate hole was cut in the ice, and the coffin with the ice, and the coffin with the ice, and the comparison of the ice, and the coffin with the ice, and the coffin with

tillery; the latter reduced to a mere skeleton by de- | Thank God, that so far as the voices of Indiana sertion, and the former in a fair way to share the | could wipe out the stigma they have done so, and same rate. I should suppose \$20,000 would be suffi- hurled back the slander where it belongs! Let the palcient to pay the present force (provided the compa- troons who make these charges give utterance to them The bank coffin buried this morning by the Ger- nies are filled up) for a year. Treasury notes are within our borders, and they will have an opportunity John Gladen to Miss Mary Marilda, Daughter of mans has been raised by the boys and opened. The good for nothing now; bills on the United States of ascertaining how fast Indianians can run, and Mr. Wilson and Lydia McCalmet, both of this county. body was found to consist of Daily Sanduskians, Clar- could not be negotiated on any terms. Gold dust can whether their own cowardly legs have the power of

to join the company, will report themselves to the un- account of the difficulty of keeping the men. * * | ders cannot be submerged. The dress being air tight | cinnati, Louisville, &c. dersigned, with the necessary outfit. The outfit will The gold fever rages as bad as ever, and the quan- retains an atmosphere of nearly the warmth of the

> The thieves are getting funny. A gentleman HISTORY of Oregon and California: by Greenhow. day by one of them, who left this note:

COMMUNICATIONS.

For the Indiana State Sentinel.

MESSRS. CHAPMANS & SPANN-Gentlemen :- I was astonished to see a communication in your paper of the 27th inst. risdiction of the United States Government, is not over the signature of I. N. Phipps, approving the course of without interest to the biblical scholar. It is of re- Judge Thompson in regard to the disposition made of the cord that Solomon, in this day, availed himself of the money appropriated by the Legislature for the payment of friendship of Hiram, King of Tyre, who "sent in the the persons who performed the labor of enrolling the laws, navy his servants, shipmen that had knowledge of the and I was surprised when I recollected that Mr. Phipps was to Ophir, and fetched thence gold, four hundred and the man that presented it to me, and I have understood he twenty talents, and brought it to Solomon."- I. Kings, went so far as to go to members of the Legislature and requested them to try and have the money stopped in the hands of the Treasurer of State, to be appropriated and paid out as intended by the act authorizing its appropriation. I Commentators upon holy writ, gives it as his opinion, cannot see what has wrought such a change in his mind on

If Judge Thompson has been misrepresented in the peti-Our intention at this time, is to collate some frag- tion and letters which were published, why not come out over his own proper signature and state how much of the two hundred and eighty dollars appropriated by the Legislature expressly for the payment of the enrolling clerks was actually paid out for that purpose. It would certainly be a very easy matter if (as Mr. Phipps says,) "he had acted correct and honorable," to set the whole matter right, as he took vouchers from each clerk for the amount paid him. And while Judge Thompson is on this subject would it not be well for him to set himself right on another question, as

time, as the fatigue is very great. From July to Oc- the Kingdom of Israel, that "it was not any thing ac- is not recorded in that work, as its last chapter has evidently been written, but it may be published by the biographer of In the first book of Kings, 10 ch. 22 ver. we are in- John H. Thompson, late Secretary of State, attorney and Perhaps Judge Thompson thinks that the clause generally

attached to acts of incorporation should have been added to the one allowing the appropriation referred to-i. e., " this act to be deemed a public act, and should be construed libe-This much I have said in defence of myself and absent friends whose names are attached to the petition.

SUPREME COURT OF INDIANA.

Respectfully,

J. H. B. NOWLAND.

REPORTED BY ALBERT G. PORTER, E-Q.

Doe ex dem. Cooper v. Cutshall. Ejectment. Appeal from Per Curram. Held, that a judgment is not a lien on rea

Francisco v. the State. Appeal from the Jennings C. C. Per Curiam. An indictment founded on two statutes conthe indictment was bad on motion to quash or in arrest of

plaintiff, by which said note they, or either of them, promised to pay to the said plaintiff, by the name and descrip-The voyage of three years would seem to settle the | tion of C. C. Barnhart, seminary trustee and his successors | cal, by celebrated American painters, generally illustrative of som question; if in connection with it, we discover the in office, one year after the date thereof," &c. Held, that

Fouste v. Hannah. Assumpsit. Error to the Allen C. C. Per Curiam. Suit was brought, after its maturity, upon a venture to cross the Indian and Pacific oceans; and promissory note payable, for value received, four months afphrates, the place of debarkation, to Monterey or San no demand of the bee-house was necessary before suit. See

Conaway v. Weaver. Appeal from the Ohio C. C. SMITH, J. The minutes of the proceedings of the circuit perhaps would consume a year or more, from the con- court, as set out in the transcript of the record, showe | that sideration that the navy must pass through or among the appellant moved to dismiss an appeal from an inferior the groups of islands found about Sumatra, Java, the tribunal because the appeal papers were not filed in the clerk's office within the time prescribed by law. Held, that It is difficult to fix upon any other location than our the statement of the clerk so far as it purported to disclose maintain the correctness of time consumed in the ceptions showing the reasons of the court for dismissing the voyage. If then, as Dr. Adam Clark says, "no man appeal, they must be presumed to have been sufficient. Af-

LAWS OF INDIANA.

[By Authority.]

Section 1. Be it enacted by the General Assembly of the give these thoughts for the purpose of eliciting infor- State of Indiana, That hereafter the courts in the fifth udicial circuit shall be commenced and holden at the times following, to wit: In the county of Hancock on the second MICHIGAN ROAD .- A company has been formed, Mondays of February and August, and shall sit six days at each term, if the business thereof requires it. In the coununder a liberal charter, to plank the Michigan road ty of Shelby on the third Mondays of February and August, from this city to Logansport. Operations have al- and shall sit twelve days, if the business thereof requires it. ready been commenced at Logansport, but the compa- In the county of Johnson, on the Mondays succeeding the my has not been able to go ahead very rapidly, because courts in the county of Shelby, and shall sit twelve days if it has not received that encouragement its great im- on the Mondays succeeding the courts in Johnson, and shall portance ought to demand. We are glad to learn, sit twelve days if the business thereof requires it. In the however, that the company are now making exertions county of Hendricks on the Mondays succeeding the courts to increase the stock, and, if successful, will com- in Hamilton, and shall sit twelve days if the business theremence work at Kirklin, and complete the road to this ef requires it. In the county of Boone on the Mondays succeeding the courts in Hendricks, and shall sit twelve days if the business thereof requires it. In the county of As there is little else to do on this road, than to Marion on the Mondays succeeding the courts in Boone, and lay down the plank, the stock must soon divide a fair | shall, at the spring term thereof, sit four weeks if the business thereof requires it. And at the fail term thereof shall

> SEC. 2. All parties, witnesses, and all other persons con-SEC. 3. The grand jurors for the county of Johnson shall be summoned to attend on the third day of the sitting of the court, and shall not be allowed to sit after the first week and all previous acts fixing the times of holding the Marion

shall not be so construed as in any wise to change the pracclerks of said courts, except the clerks of the Hancock and

SEC. 6. This act to be in force from and after its passage. G. W. CARR, Speaker of the House of Representatives. J. G. READ.

President of the Senate. Approved Jan. 10, 1849. PARIS C. DUNNING. AN ACT Respecting Attorneys at Law.

SECTION 1. Be it enacted by the General Assembly of the State of Indiana, That the summary proceedings against at-

Speaker of the House of Representatives. J. G. READ, President of the Scutate

PARIS C. DUNNING.

CHARLES IL TEST. Secretary of State.

Married,

On the 25th inst., by Thomas Morrow, Esq., Mr. On the 23d inst., in presence of a numerous and select party of friends, by the Rev. D. Molony, Mr. WALKING THE WATER.-The life preserver invented | JEFFERSON K. SCOTT, to Miss MARY ELDISA GWIN,

After partaking of the abundant supply of delica-

DIED.

' This lovely bud, so young and fair,

Is called by death to early doom, Has gone to see, how sweet a flower, In paradise could bloom.

UNTER'S Sacred Biography.

MORRISON & TALBOTT. "DEAR MR. S.-I tried your wine. It wasn't hard WEBSTER'S Domestic Economy and Housekeeping. Royal to take !" S vo 1200 pages \$3 75. MORRISON & TALBOTT.

Death from a Slight Cold.

By neglecting those salutary precautions which common sense dictates, many, very many, fall victims to their imprudence. We have seen the young bride, blooming as it were, as the bird of paradise and the fair flower of hope, the pride of her father and the joy of he mother-her cheek flushed with anticipation, and her eye beami with the soft expression of love-the gay dreams of life dancing of her fancy with the rich and variegated tints of the rainbow's promis We have seen all this changed-aye, the wedding garment for shroud and the bridal chamber for this sepulchre of the dead; and all this from neglecting a common COLD. Now, before it is too late use DR. ROGERS' LIVERWORT AND TAR, which gives in mit of its most extra ordinary cures. The gay, the beautiful, and the young speak forth its praise, and will, so long as it makes positicures, and cheers the despairing family fireside.

For sale by WM. HANNAMAN, of this place. From lowa to Texas and from Indiana To the Western Boundary of Missouri-Dr. Bragg's Sugar-Coated Pills are as familiar as household words, because every family has used them and been cured by them Dr. Bragg's Anti-Bitious Pills have been prepared with a view to combat the bilious diseases of the south and west, and as an aperient or cathartic medicine, for cleans ing the stomach and bowels from all impurities in a pleasant and agreeable manner they have no equal. Dr. Bragg's Sugar-Coated Tonic Pills are designed to cure Fever and Ague, Chill Fever, and every form of Fever which so generally prevails throughout the western States during the spring and autumn months. The rapid sale of both kinds of these pills, is proof positive of their efficacy, as 50,000 boxes are sold each month and give satisfaction to all. For sale by TOMLINSON BROTHERS, and S. J. WADE

Restaurant and Eating Saloon. MINE subscriber would respectfully inform his friends and the put lic that he has made extensive additions to his establishing rendering it the most complete and desirable in the city. The Restau rant will at all times be supplied with the choicest fare that the cican afford in a style to suit the most fastidious epicure. Also can accommopate a number of day boarders without lodgin

ABNER SMITH. PILOT APPOINTMENT. NOTICE is hereby given that I will, on Thursday, the 15th of February next, apply to the Governor of Indiana for the apointment of pilot at the falls of the Ohio River. January 31, 1849. 76 tF15

Also poultry bought for the southern market for cash.

PILOT APPOINTMENT. OTICE is hereby given that I will, on Thursday, the 15th of February next, apply to the Governor of Indiana for the ap pointment of pilot at the falls of the Ohio river. January 31, 1849. 76 tF15

BRUSHES, BASKETS, &c., ANUFACTURED at the Indiana Institute for the Education Willow Baskets, Wagons, Cradles and Chairs, together with a variety of Cloth, Hair, Scrub, Hat, Flesh, Paint, Dusting, Sweeping as The shove named articles are all warranted to be of the best mater All orders from Country merchant and others at a distance, address

ed to the Supeaintendent of the Institute, will meet with prompt a DIVIDEND NOTICE. ny for the last five months, ending December 31, 1848, was d clared by the Board of Directors at the last meeting, payable Febru

Office M. & I. Railroad Company, Madison, Jan. 24, 1849. HEREBY give notice that the undersigned is an applicant to t Governor of Indiana for the appointment of pilot at the falls of the TO BLACKSMITHS.

BUIST'S Iron Store, sign of the Red Anvil, Indianapolis, THE AMERICAN METROPOLITAN Devoted to American Literature and Art.

ANTED, any quantity of "Wrought Iron Scrap" delivered

EDITED BY WILLIAM LANDON,

the best specimens of their skill. A new feature in this Magazine will be a serial illustration of The Life of Washington, expressly for this magazine, by T. H. Matteson, whose 'Spirit of '7 'First Prayer in Congress.' & c. &c. have already stamped him p

pen of J. T. Headley, the well known author of "Napoleon and h. Marshalls," "Washington and his Generals," &c., making, who completed, the most beautiful illustrated life of the Father of h The determination to produce a monthly periodical which shall eminently American and exclusively original in every department we feel assured will meet the approbation of a liberal public, and practical fulfilment secure a patronage indicative of the warm int

est which is universally taken in this country for the advance American Literature and Art. The names of some of those from whom we have received cont butions, or are encouraged to expect assistance, will be found in Mrs L M Child Mrs Jane C Campbell C Edwards Lester Mrs L H Sigourney Miss C M Sedgwick H T Tuckerman Mrs E C Embury John Brougham Mrs Ann S Stephens Miss L O Hunter Francis C Woodwor Mrs Frances S Osgood Miss Martha Russell W G Simms Mrs C M Kirkland Wm C Bryant Edgar A Poe Mrs C M Stark E A Duychink Fitz Green Halleck Mrs C H Butler N P Willis G W Kendall Mrs S H Whitman H P Grattan Mrs Mary S B Dana T S Arthur Ralph Hoyt The first number of the Metropolitan will be published on the fi

of January, 1849, and regularly on the first of each month. Deale publisher immediately. All Postmasters are desired to act as ager or it-the usual discount will be made to them Address (post paid) ISRAEL POST, 259 Broadway, New York. A specimen number will be sent to any one wishing to see it, o

CENTRAL PLANK ROAD COMPANY give notice that books will be open for such subscription on Tuesday the 20th of February next, and will be kept open until Tuesday, 20th of March ensuing, at the following places, to wit: at Putnam vitle, in Putnam county; at Belleville and Stilesville, in Hendrick county; at Bridgeport, Indianapolis and Cumberland, in Mario county; and and at Greenfield and Charlottesville, in Hancock coun ty. The particular places in each town to be fixed by the commiers will attend and receive the subscriptions of stock in their respect ive counties, giving such information as may be needed, and which will be found in the abstract of the charter as published in the Ind.

ana Journal dated 25th January, and State Sentinel dated 27th Jac To secure the organization of the company without unnecessar delay, each subscriber at the time of subscription, will be require to pay one dollar in money on each share, and execute a promisso note payable to the President and Director of the Central Plank Ros Company, without relief from valuation or appraisement laws, four dollars on each share of stock so subscribed. See section 3 In case the amount of stock taken is insufficient to authorize organization under the charter, the money paid, and the notes ex

cuted, after deducting such expenses us are necessarily incurred the commissioners shall be returned to the subscribers of the stock. The subscription book will be opened at Morrison & Talbott's Book Sto in Indianapolis.

Marion Co.—Nicholas McCarty, William Robson, W. H. Morrison Jeremiah Johnson, and J. F. Oaks. Hancock Co .- Jno. Templin, Nathan Crawford, and David S. Good-Hendricks Co .- Jesse Hocket, George Kneigh and Joseph Lawhead

Putnam Co .- Wm. Eaglesfield, David Scott, and Gilmore Con-NEW MUSIC STORE. THE subscriber having made arrangements with Eastern pub-L lishers of Music, is prepared to furnish the new and popular

ablications of the day. He has now for sale a good selection of Songs, Waitzes, Polkas, Quicksteps, Marches, &c., arranged for the Piano. Also Guitar, Flute and Violin Music. Instructors for the Guitar, Flute, Violin, Trumpet, &c. Pieces of Music not in his collection will be ordered if desired. Among his Instruments of Music, will be found superior Violins, Guitars, Plutes, Accordeous, &c. Also for sale, Bows, Strings, prepared Rosin, Bridges for Violins, &c. He is Agent for Carbart's Improved Melodeon, a superb instrument. He is authorized to sell Gale's and Nunns & Clark's superior New P. R. PEARSALL, At Hood & Noble's Book Store, Bates's New Building, Washington street.

THE undersigned gives this notice to the public, that he will ap ply to the Governor of the State of Indiana, on the 12th day of February, 1849, for the appointment of Pilot at the falls of the Ohio WILLIAM N. BOWMAN. Notice-Pilot Appointment.

OTICE is hereby given that on Monday the 12th of February

next. I will apply to the Governor of Indiana for the appoint ment of pilot at the falls of the Ohio. JOHN K. MORGAN. NOTICE. HEREBY give notice that on Monday, the 12th day of February next, I will apply to the Governor of Indiana for the appointment of pilot at the falls of the Ohio river.

GROCERIES. 25 BAGS Rio Coffee; 20 bris Sugar, and 10 do Molasses, for sale wholesale and retail, by J. M. BRAM WELL & CO.

BARGAINS. TENO close out our stock of winter dry goods, we are selling at h prices to suit every body. Come and see-No trouble to show J. M. BRAMWELL & CO. FANCY DRESS SILKS. WE have a very fine assortment of fancy dress silks that we are

selling at greatly reduced prices, to ose out the lot.

J. M. BRAMWELL & CO. TO FARMERS. WE have a first rate assortment of such goods as Farmers usually purchase which we are selling at greatly reduced prices for cash or almost any kind of country produce.

J. M. BRAMWELL & CO.

E are offering inducements to country merchants that cannot fail to make it their interest to call and examine our stock and save themselves the trouble of going further. SOLDIERS' LAND WARRANTS, MAOR sale low, by S. A. FLETCHER, at his Exchange Office. | 5 () BAGS Prime Rio Coffee, very low.

TO COUNTRY MERCHANTS.

50	OFFICE INDIANA MUTUAL FIRE INSURANCE COMPAN	w. 5	
e d	ABSTRACT of the Report of the Distraction of the Report of the Distraction of the Distrac	3	
r	held at the Office of the Company, in Indianapolis, on Wednesday, De-		
g	Policies have been issued during the year to the number of Insuring on property to the amount of \$277.3 The Premium Notes on which amount to 19.1	90 00	
a	And the fees for Folicies amount to	27 70 56 384 38 00	
	The whole number of Policies since March 20, 1837, is Covering property to the amount of \$6.6	4,022	
	The whole amount of Promium Notes since March	43,650 19,740	
e	Of which has been discharged the sum of - 262.	571 70 448 95	
	Interest thereon to lan 1, 1840 and other Linkillings sus	122 85 imuted carned	
	and incurred by the Company since October 11, 1847, viz:	-	
	STEAMER SEEDING STATE	Date o	
	53554555555555555555555555555555555555	Date of Lors.	
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	8 882 888888888888888888888888888888888	Am't of Loss.	
f .	*		
	2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	Estimated Interest.	
f	E		
	equiring 14 per cent equiring 2 per cent equiring 34 per cent equiring 14 per cent equiring 2 per cent equiring 2 per cent	Rate of Assessu	
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t y	quiring 14 per cent quiring 2 per cent quiring 14 per cent quiring 14 per cent quiring 2 per cent quiring 2 per cent	esoun.	
4	cent.	ar	
ı	RECEIPTS. The receipts during the year have been as follows:		
ţ-	Five per centage on Premium Notes,	495 561 956 381 238 00	
-	Assessments on Discharged Notes, 1, Interest on Assessments.	226 85 225 81	
l- -	Assessment No. 3, ordered Sept. 26, 1840, Assessment No. 4, ordered Aug. 11, 1841, Assessment No. 5, ordered July 28, 1842,	9 05 108 32 499 53	
	Assessment No. 6, ordered Aug. 25, 1843, Assessment No. 8, ordered Sept. 21, 1845,	409 71 11 25	
•	Assessment No. 9, ordered Oct. 10, 1846, 9, Assessment No. 10, ordered Oct. 11, Is47, 9, Assessment No. 11, ordered Oct. 7, 1848,	197 19 346 45 166 99	
ie ie		721 091	
	EXPENDITURES. The expenditures of the year have been as follows:		
at or	Profit and Loss, \$9,	451 63 56 90 71 55	
-	Abatement, Agents for commission, Agents for applications, 236 00—1,079 79	11 33	
	Printing and advertising, 74 73 Books and stationery, 34 56 Postages on letters and packages, 108 12		
of y	Professional services, 12 50		
e n	I vestigation of losses, - 37 75 Costs of suits, - 25 64 Rent and heat of office rooms, - 300 00		
d n	President and Treasurer, 500 00 Secretary, 1,200 00	693 55	
8	Assessment No. 7, repaid,	2 83	
of .		276 46 444 63 ‡	
	TOTAL RECEIPTS.	721 091	
,	(Since March 20, 1837,)	328 581	
ıl	Assessments on discharged and expired notes, - 18,	,092 00 148 42‡ ,647 60	
n m	Assessment No. 1, ordered Oct. 9, 1838, 6, Assessment No. 2, ordered Sept. 30, 1839, 15,	359 33 324 58	
e	Assessment No. 4, ordered Aug. 11, 1841, - 15	337 43 763 10 507 16	
l, la	Assessment No. 6, ordered Aug. 25, 1843 9. Assessment No. 7, ordered Sept. 9, 1844 6	816 80 ,097 44	
of	Assessment No. 8, ordered Sept. 4, 1845, 9 Assessment No. 9, ordered Oct. 10, 1846, 8	,267 69 ,066 06 ,473 F9	
i- 10	Assessment No. 11, ordered Oct. 7, 1848,	166 99 ,049 21	
	Profit and loss, Judgments on premium notes,	235 58 1 240 19	
h		902 461	
	TOTAL EXPENDITURES. (Since March 20, 1837.)		
	Interest on losses, 9	,241 71 ,484 64 ,517 104	
	Abatement,	373 564 909 534	
st	Assessment No. 1, repaid,	246 70 9 45 2 83	
ie Lu	Judgments on premium notes repaid. Loans repaid, - 30	94 69	
10		,457 821 ,444 631	
10	Total, 8210	,902 46 1	
10	Of said balance the sum of \$176 75 1-2 is in cash, and mainder is due from agents and on other accounts. In a	ddition -	
n	there are large amounts due on severa; assessments suffi meet the liabilities of the company, the collection of wh be pressed with energy by the officers and agents of the co	ich will	
	From the schedule of losses annexed to the report, she detail to whom allowances have been made, the subject	wing in insured.	
y,	and the amount allowed, it appears that since the organize	ation of	
ie i-	The losses of the year just closed are,	8,671 89	
n 1	Leaving amount prior to assessment of 1848, 812 Of which has been paid, 11	6,276 85 4,241 71	
s- n-	Leaving outstanding the sum of	2.035 14	
h	October 9, 1838 4 3-4 1 September 30, 1839, 81 per	cent.	
1-	September 26, 1840,	er cent. er cent.	
ry ed	August 25, 1843, 7 per 6 September 9, 1844, 6 1-2 p	er cent.	
id or	Assessments have been made on members as follows: October 9, 1838, 43-4; September 30, 1839, 8; per September 26, 1840, 13 1 2; August 11, 1841, 81-4; July 28, 1842, 13 1-2; August 25, 1843, 7 per 6 September 9, 1844, 61-2 p September 4, 1845, 9; per October 10, 1846, 9; per October 11, 1847, 12; per October 7, 1848, 13 per October 7, 1848, 14 per October 7, 1848	cent.	
of		cent.	
n e-	Total, - 109; per The expense of insurance has averaged some less th fourths of that charged by other offices on the same ri	an three-	
e,	amounts. Owing to the rejection of all extra-hazardous ri limitation of insurance in the same exposure to an aggr \$5,000—the improvements in buildings, and better supply	sks, the	
n,	apparatus, it is confidently believed that in future the cost	of insu- n other	
1-	offices. By order of the meeting, B. F. MORE	CIN:	

NOTICE.

OFFICE INDIANA MUTUAL FIRE INSURANCE COMPANY,

State of Indiana, Tipton County. IN THE TIPTON CIRCUIT COURT, OCTOBER TERM, 1848. Stout, Mary M. Stout, Abraham Mitchell, Liney A. Mitchell, George W. Baird, Milly A. Baird, Moses J. Baird, Lyman B. Baird, Jabez C. Baird, Albert B. Baird, and James A. Baird. In Chancery.

THE complainant by Stone & Gaiver, his counsel, having this

CHAS. W. CADY, Sec'y. 74-3wis

day filed in the office of the clerk of said court his said bill in chancery herein, and also the affidavit of a disinterested person from which it appears that all of said defendants except Allen D. Beasley are not residents of the State of Inciana. Therefore, the said non resident defendants are hereby notified of the filing of said bill in chancery, and that the same is now pending in said court : and unless they will appear at the next term of said court and plead to the same, it will be heard and determined in their absence. NEWTON J. JACKSON, Clk. State of Indiana, Hamilton County. IN THE HAMILTON CIRCUIT COURT, MARCH TERM, 1848.

Jacob Henning vs. Robert Ross. WHE said complainant by William Garver, his solicitor, having filed in the clerk's office of said court his bill of complaint herein, and also the affidavit of a disinterested person showing that the said defendant is not a resident of the State of Indiana. Therefore, the said defendant is hereby notified of the filing and pendency of said bill of complaint, and that unless he will appear t the calling of the cause at the next term of said court, and plead, answer or demur to said bill, the same will be taken for JOHN G. BURNS, Clerk.

November 24, 1848. State of Indiana, Marion County. IN THE MARION CIRCUIT COURT, David Guard vs. Cornelius G. W. Comegys.

Foreign Attachment.

THE said defendant, Cornelius G. W. Comegys, is hereby notified that on the 17th day of February, 1848, upon the affidavit of said plaintiff, David Guard, filed in the office of the clerk of said Mation circuit court, a writ of foreign attachment was by said clerk duly issued against the goods and chattels, lands and tenements, rights, credits, moneys, and effects of him, said Cornelius G. W. Comegye, in said county of Marion, returnable to the then next term of said court. That at said next term of said court, said writ was duly returned executed upon one hundred and thirteen dollars and seventyfive cents in money. And said defendant is bereby further notified

that said suit is now pending in said court.

By order order of the court at October term, 184 R. B. DUNCAN, CIK SMITH & SULLIVAN Att'ye for pitff. DISSOLUTION.

THE co-partnership of Neff & Brothers, of Cincinnati, was dissolved on the 13th day of November last, by mutual consent. Either of the subscribers is authorized to use the name of the firm in winding up its affairs. PETER NEFF.

The firm of Neff & Brothers having been dissolved by mutual consent, I shall continue the business under my own name, at No. 35, Main street, between Front and Second streets.
Jan. 4, 1849, 70-3wis PE PETER NEFF.